

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:15-cr-00237-MOC

UNITED STATES OF AMERICA,)
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)
)
Vs.)
)
SWISHER HYGIENE, INC.,)
)
)
Defendant.)

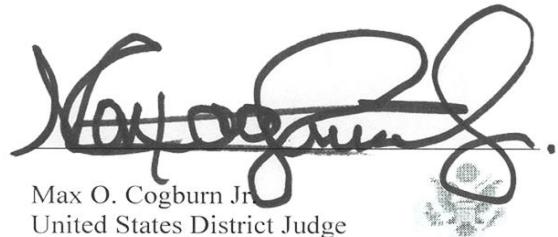
THIS MATTER is before the court on third-party Joanne Viard's Motion to Disqualify Moore & Van Allen, PLLC and James P. McLoughlin, Jr.'s, Christopher D. Tomlinson's, and the law firm of Moore & Van Allen PLLC's Motion to Withdraw as Counsel with Client's Consent. While defense counsel's Motion to Withdraw moots the third-party's motion, the court notes in allowing the withdrawal of counsel that such withdrawal will only become fully effective when substitute counsel makes their appearance inasmuch as a corporation cannot proceed *pro se*. Having considered the motions and reviewed the pleadings, the court enters the following Order.

ORDER

IT IS, THEREFORE, ORDERED that third-party Joanne Viard's Motion to Disqualify Moore & Van Allen, PLLC (#11) is **DENIED** as **MOOT**, and James P. McLoughlin, Jr.'s, Christopher D. Tomlinson's, and the law firm of Moore & Van Allen PLLC's Motion to Withdraw as Counsel with Client's Consent (#15) is **GRANTED**, with such withdrawal becoming fully effective when substitute counsel appears. In the interim, the duties of withdrawing counsel are limited to those of officers of this court as a conduit for communications between the court, the

government, and the corporate defendant. Withdrawing counsel shall, however, communicate to the corporate defendant the necessity of retaining substitute counsel promptly.

Signed: April 22, 2016



Max O. Cogburn Jr.
United States District Judge